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U.S. DISTRICT COURT

# UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

	B Y :	<del> </del>	
The SCO Group	Inc.	*	CASE NO. 2:04 CV 139 DAK
	v.	*	Appearing on behalf of:
		*	Defendant
Novell, Inc.		*	(Plaintiff/Defendant)
Defend	ant.	**	
MOTION	AND CONSENT OF DES	IGNAT	TED ASSOCIATE LOCAL COUNSEL
and the Court regarding authority to act for and on	o serve as designated local couns he conduct of this case; and to	el for the accept p	y move the pro hac vice admission of petitioner to practice in e subject case; to readily communicate with opposing counsel papers when served and recognize my responsibility and full occedings, including hearings, pretrial conferences, and trials,
	, 20 <u>04</u> . <u>Utah Ba</u>	ar #40	197 OLP M
	(Signature of Lo	ocal Cou	unsel) (Utah Bar Number) (SSION PRO HAC VICE
of a state or the District of admission to the Utah State	Columbia; is (i) $\underline{X}$ a non-resided Bar and will take the bar examith this case. Petitioner's address, of	nt of the nation a	hereby requests permission to appear pro hac vice in e is a member in good standing of the bar of the highest court e State of Utah or, (ii) a new resident who has applied for at the next scheduled date; and, under DUCivR 83-1.1(d), has ephone, the courts to which admitted, and the respective dates
Petitioner design	ates	_	as associate local counsel.
Date: February 5	, 2004	Check	here if petitioner is lead counsel.
		~	(Signature of Petitioner)
Name of Petitioner:	Michael A. Jacobs	Offic	ce Telephone: (415) 268-7000  (Area Code and Main Office Number)
Business Address:	Morrison & Foer:	ster	LLP
			San Francisco, CA 94105
	Street		City State Zip

Case 2:04-cv-00139-DAK-BCW Document 7 Filed 02/10/2004 Page 2 of 5

#### **BAR ADMISSION HISTORY**

COURTS TO WHICH ADMITTED	LOCATION	DATE OF ADMISSION
See Attachment to Pro Ha	c Vice Application	
(If add	ditional space is needed, attach separate shee	
PRIOR PRO HAC	VICE ADMISSIONS IN T	
TITLE	ASE NUMBER	DATE OF ADMISSION
None		
(If addi	tional space is needed, attach a separate shee	et.)

#### ORDER OF ADMISSION

It appearing to the Court that Petitioner meets the pro hac vice admission requirements of DUCiv R 83-1.1(d), the motion for Petitioner's admission pro hac vice in the United States District Court, District of Utah in the subject case is GRANTED.

This 10th day of Fob. wary, 2007.

U.S. District Judge

## Attachment to Pro Hac Vice Application United States District Court, District of Utah List of Courts in Which Michael A. Jacobs is Admitted

Supreme Court of the State of California, including admission to all courts in California (No. 111664)	December 12, 1983
U.S. District Court, Northern District of California	December 12, 1983
U.S. District Court, Southern District of California	October 9, 1991
U.S. District Court, Central District of California	January 7, 1993
U.S. District Court, District of Connecticut	January 21, 1998
U.S. Court of Appeals, Fourth Circuit	December 5, 1988
U.S. Court of Appeals, Ninth Circuit	March 11, 1991
U.S. Court of Appeals for the Federal Circuit	March 11, 1992
U.S. Court of Appeals, 2nd Circuit	May 17, 2001
U.S. Supreme Court	September 10, 1993

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 9th day of February, 2004, I caused a true and correct copy of the foregoing MOTION AND CONSENT OF DESIGNATED ASSOCIATE LOCAL COUNSEL and APPLICATION FOR PRO HAC VICE to be served via first class mail, postage prepaid, to the following:

> Brent O. Hatch Mark R. Clements HATCH JAMES & DODGE, P.C. 10 West Broadway, Suite 400 Salt Lake City, Utah 84101

Kevin P. McBride 1299 Ocean Avenue, Suite 900 Santa Monica, California 90401

Stephen N. Zack Mark J. Heise BOIES, SCHILLER & FLEXNER LLP 100 Southeast Second Street, Suite 2800 Miami, Florida 33131

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blk

United States District Court for the District of Utah February 12, 2004

\* \* CERTIFICATE OF SERVICE OF CLERK \* \*

Re: 2:04-cv-00139

True and correct copies of the attached were either mailed, faxed or e-mailed by the clerk to the following:

Brent O. Hatch, Esq. HATCH JAMES & DODGE 10 W BROADWAY STE 400 SALT LAKE CITY, UT 84101 EMAIL

Mr. Kevin P McBride, Esq. 299 S MAIN STE 1700 SALT LAKE CITY, UT 84111

Mr. Thomas R Karrenberg, Esq. ANDERSON & KARRENBERG 50 W BROADWAY STE 700 SALT LAKE CITY, UT 84101 EMAIL

Goldstein Paul, Esq. 559 NATHAN ABBOTT WAY STANFORD, CA 94305

Michael A. Jacobs, Esq. MORRISON & FOERSTER LLP 425 MARKET ST SAN FRANCISCO, CA 94105-2482